

Attorney Docket No: B0751/7024 (Serial No.: 10/658,135)

Aznoian *et al.*

Filed: September 8, 2003

Preliminary Amendment

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REMARKS

Claims 1-12 are pending in the application. Amendments have been made to the specification and to claims 5 and 10 to correct obvious typographical errors. No new matter is added.

The requirement that the claims "particularly point out and distinctly claim" the invention is met when a person experienced in the field of the invention would understand the scope of the subject matter that is patented when the claim is read in conjunction with the rest of the specification. "If the claims when read in light of the specification reasonably apprise those skilled in the art of the scope of the invention, §112 demands no more." *Miles Laboratories, Inc. v. Shandon*, 997 F.2d 870, 875, 27 USPQ2d 1123, 1126 (Fed. Cir. 1993); *see also Union Pacific Resources Co. v. Chesapeake Energy Corp.*, 236 F.3d 684, 692, 57 USPQ2d 1293, 1297 (Fed. Cir. 2001); *North American Vaccine, Inc. v. American Cyanamid Co.*, F.3d 1571, 1579, 28 USPQ2d 1333, 1339 (Fed. Cir. 1993); *Hybritech, Inc. v. Monoclonal Antibodies*, 802 F.2d 1367, 1385, 231 USPQ 81, 94-95 (Fed. Cir. 1986).

As to claims 5 and 10, the reference to "petition wall" is an obvious typographical error. This amendment is supported by the specification, particularly at pages 15 and 19, which discuss the "partition wall". The occurrence of "petition wall" in claims 5 and 10 would be understood by one of ordinary skill in the art to be a typographical error, and there is no basis for believing that one of ordinary skill would not have understood the scope of these claims.

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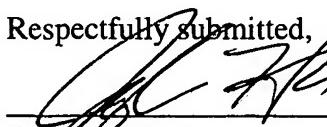
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Applicants submit that all claims are allowable as written and respectfully request early favorable action by the Examiner. If the Examiner believes that a telephone conversation with Applicants' attorney would expedite prosecution of this application, the Examiner is cordially invited to call the undersigned attorney of record. Please apply any charges or credits to Deposit Account No. 50-1721, Reference No.: 0506766.0224.

Respectfully submitted,



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Date: July 2, 2004